

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

JUSTIN DOBSON, et al.,

Plaintiffs,

V.

ELDON VAIL, et al.,

## Defendants.

No. C10-5233 RBL/KLS

## **ORDER ADOPTING REPORT AND RECOMMENDATION**

The Court, having reviewed the Report and Recommendation of Magistrate Judge Karen L. Strombom, objections to the Report and Recommendation [Dkt. #60], and the remaining record, does hereby find and **ORDER**:

- 1) The Court adopts the Report and Recommendation.
- 2) Plaintiffs' Request for Stay and Discovery (Dkt. 9) is **DENIED**.
- 3) Defendants' motion to dismiss (Dkt. 4) for failure to exhaust as to Plaintiffs Dobson, Hicks, Hotrum and Reynoso is **GRANTED** and the claims of these Plaintiffs are **DISMISSED WITHOUT PREJUDICE**.
- 4) Defendants' motion to dismiss (Dkt. 4) as to all claims for damages under RLUIPA and all class action claims is **GRANTED**.
- 5) Plaintiffs' motions to expedite hearing (Dkt. 10) and request for telephonic hearing (Dkt. 11) are **DENIED**.
- 6) Plaintiff's Objection [Dkt. #56] to the Magistrate Judge's Order Denying Reward [Dkt. #40] is **DENIED**.

1       7) This matter is re-referred to the Honorable Karen L. Strombom for further  
2                   proceedings.

3       8) The Clerk is directed to send copies of this Order to Plaintiff, counsel for  
4                   Defendant and to the Hon. Karen L. Strombom.

5                   **DATED** this 30<sup>th</sup> day of July, 2010.

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10                   RONALD B. LEIGHTON  
11                   UNITED STATES DISTRICT JUDGE  
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